

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN

---

In re: ROBERT SCOTT EDMONDS  
and CAROL JEAN EDMONDS,  
Debtors.

Case No.: 2009-33033-JES-7

Chapter 7

---

OBJECTION TO U.S. TRUSTEE'S MOTION TO DISMISS  
PURSUANT TO 11 U.S.C. §707(B)(1) BASED ON 11 U.S.C. §707(b)(3)

---

NOW COME the above-named debtors, Robert Scott Edmonds and Carol Jean Edmonds, by and through the undersigned Attorney, MILLER & MILLER LAW, LLC, and by M. Yanira Gonzalez Fernandini, who, hereby objects to the Motion by the U.S. Trustee's Motion to Dismiss Pursuant to 11 U.S.C. §707(b)(1) Based on 11 U.S.C. §707(b)(3).

The Debtors intend to stipulate with the U.S. Trustee to convert this case to a chapter 13 Bankruptcy.

WHEREFORE, the Debtors request that the Court deny the U.S. Trustee's Motion.

Dated at Milwaukee, Wisconsin this 18th day of January, 2010.

---

M. Yanira Gonzalez Fernandini  
State Bar No.: 1037933  
Attorney for Debtor

MILLER & MILLER LAW, LLC  
735 W. Wisconsin Avenue  
Suite 600  
Milwaukee, WI 53233  
(414) 277-7742

In re: ROBERT SCOTT EDMONDS  
and CAROL JEAN EDMONDS,

Case No.: 2009-33033-JES-7  
Chapter 7  
CERTIFICATE OF MAILING

STATE OF WISCONSIN)  
 ) SS  
 MILWAUKEE COUNTY)

Linda M. Swanson, being sworn states that on January 18, 2010, mailed properly enclosed in a postpaid envelope, an Objection to the U.S. Trustee's Motion to Dismiss Pursuant to 11 U.S.C. §707(b)(1) Based on 11 U.S.C. §707(b)(3), to the following named persons at their proper post office address after their respective names:

Robert and Carol Jean Edmonds  
3645 S. Iowa Avenue  
St. Francis, WI 53235

Attorney Andrew N. Herbach  
Chapter 7 Trustee  
324 E. Wisconsin Avenue, Suite 1100  
Milwaukee, WI 53203

U.S. Bankruptcy Trustee  
U.S. Courthouse, Room 430  
517 E. Wisconsin Avenue  
Milwaukee, WI 53202

Subscribed and sworn to before  
me this 18th day of January, 2010.

/s/  
Nancy L. Nace  
Notary Public, State of Wisconsin  
My commission expires 8/14/2011.

/s/

---

Linda M. Swanson  
MILLER & MILLER LAW, LLC  
633 W. Wisconsin Ave., Suite 1500  
Milwaukee, WI 53203  
414-277-7742